



3. This Notice of Removal is timely filed within 30 days after receipt by the defendants of the Summons and Complaint, pursuant to 28 U.S.C. § 1446(b).

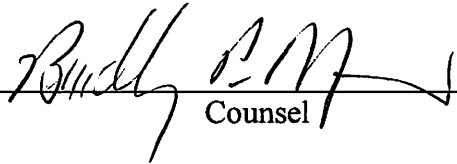
### **DIVERSITY OF CITIZENSHIP**

4. This Court has original subject matter jurisdiction over this case pursuant to 28 U.S.C. § 1332 and this case may be removed to this Court by the defendants pursuant to 28 U.S.C. § 1441, in that it is a civil action in which the matter in controversy exceeds the sum of \$75,000.00, exclusive of interests and costs, and is between citizens of different states.
5. Plaintiff is a citizen of the Commonwealth of Virginia. *See* Ex. A, Plaintiff's Complaint, ¶ 1.
6. Plaintiff seeks purported monetary damages in the amount of \$12,000,000.00 and other relief for alleged conduct of the defendants. *See* Ex. A, prayer for relief.
7. Defendant Biaggi is a limited liability company formed under the laws of the State of Florida. *See* Ex. A, ¶ 2. *See* Exhibit B, Biaggi Articles of Organization.
8. Defendant Davila is a citizen of the State of Florida. *See* Ex. A, ¶ 3
9. Biaggi is headquartered in Fort Lauderdale, Florida, and its business and corporate governance activities occur from that location, making Florida its principal place of business. *See Hertz v. Friend*, 130 S.Ct. 1181, 1192 (2010).
10. Accordingly, Biaggi is a citizen of Florida.
11. The diversity of citizenship between the parties is acknowledged in the Plaintiff's Complaint. Ex. A, ¶¶ 1-3.
12. Based on the preceding facts, this Court has original subject matter jurisdiction, based on diversity of citizenship, over this case pursuant to 28 U.S.C. § 1332, and this case is therefore properly removable to this Court pursuant to 28 U.S.C. § 1441.

13. Defendants Biaggi Productions, LLC and Juan A. Davila state that true and correct copies of this Notice of Removal will be filed with the Clerk in the Circuit Court for the City of Richmond, Commonwealth of Virginia, promptly after filing of this Notice of Removal.

28 U.S.C. § 1446(d).

BIAGGI PRODUCTIONS, LLC, AND  
JUAN A. DAVILA

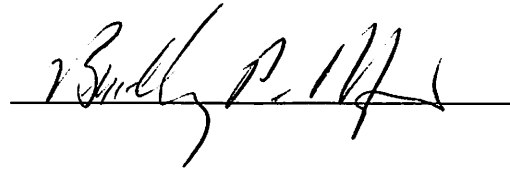
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CERTIFICATE OF SERVICE

A copy of this notice was served by both mail and facsimile upon the following counsel for defendants on December 9, 2015:

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A handwritten signature in black ink, appearing to read "Brett H. Mooney", is written over a horizontal line.